Entered - 07-16-02 - sb CL 02L0484 - GWENDOLYN BURNS

CLAIM OF: BETTIE J. JACKSON

1127 Morley Avenue, SE Atlanta, Georgia 30312

02- R1416

For property damages alleged to have been sustained when a limb fell from a tree on the City's right-of-way onto a fence on June 4, 2002 at 1127 Morley Avenue, SE.

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION **COMMITTEE:**

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to BETTIE J. JACKSON the sum of \$597.00 in full settlement and satisfaction of all claims, past, present and future, of every kind and character for property damages alleged to have been sustained when a limb fell from a tree on the City's right-ofway onto a fence on June 4, 2002 at 1127 Morley Avenue, SE. as is more particularly set forth in the within claim; said sum taken from and charged to account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED:

ROSALIND RUBENS NEWELL INTERIM CITY ATTORNEY

ORNEY

1 2002

MAYOR

MUNICIPAL CLERK ATLANTA, GEORGIA

02-R-1416

A RESOLUTION

BY PUBLIC SAFETY & LEGAL ADMINISTRATION COMMITTEE

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to Bettie J. Jackson in the sum of \$597.00 in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained when a limb fell from a tree on the City's right-of-way onto a fence on June 4, 2002 at 1127 Morley Avenue, SE as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

Khonda Laughin Johnson

ADOPTED by the Council APPROVED by the Mayor Municipal Clerk, CMC

SEP 03, 2002 SEP 11, 2002

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 02L0484	Date: <u>August 13, 2002</u>
Claimant / Victim BETTIE J. JACKSON	
BY: (Atty) (Ins. Co.)	
Address: 1127 Morley Avenue, SE, Atlanta, Geo	rgia 30312
Subrogation: Claim for Property damage §	R 985 00 Rodily Injury \$
Date of Notice: 7/9/02 Method: Wr	itten, Proper X Improper X Ante Litem (6 Mo.) X
Conforms to Notice: O.C.G.A. §36-33-5	X Ante Litem (6 Mo.) X
Date of Occurrence 6/4/02 P	lace: 1127 Morley Avenue, SE
Department <u>PARKS, RECREATION & CULTUR</u>	lace: 1127 Morley Avenue, SE CAL AFFAIRS Division Parks
Employee involved Dis	ciplinary Action:
NATURE OF CLAIM. Cl.: 4	
the City's right of way ante har farmer. An investigation	erty damages when a limb fell from a tree that was located on
failed to adequately remove the dead limbs.	tion determined that the City was on notice of said hazard but
lance to acceptately remove the dead limbs.	
INVESTIGATION:	
Statements: City employee Claimant	Others Oral
Pictures Diagrams Reports: Pol	lice Dept Report X Other
Traffic citations issued: City Driver	Claimant Driver
Citation disposition: City Driver	Claimant Driver
BASIS OF RECOMMENDATION:	
Francisco Communicated V	
Improper Notice Many than Cir. Months	Ministerial Damages reasonable _X
City not involved. Offer rei	Other Damages reasonable X
Renair/replacement by Ins. Co.	ected Compromise settlement X
Claimant Neoligent City Negligent	Repair/replacement by City Forces X Joint Claim Abandoned
City Hegingent City Hegingent	Claim Abandoned
	Respectfully submitted,
	respectivity submitted,
	Aurendoly Bun
	NVESTIGATOR GWENDOLYN BURNS
RECOMMENDATION:	
P 6 707 00 (1)	
Pay \$ 597.00 Adverse Accounted	charged: 1A01 X 2J01 2P01 2H01
Claims Manager:	Concur/date 18-16-dz
Committee Action:	Council Action
FORM 23-61	

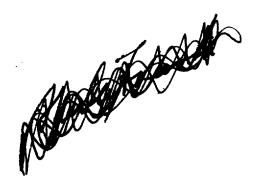
Atlanta City Council

Regular Session

CONSENT I Pgs. 1-14; Except 02-R-1137; 02-R-1458

ADOPT

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 1



		09/03/02 Council Meeting
ITEMS ADOPTED ON CONSENT		ITEMS ADVERSED
AGENDA		ON CONSENT AGENDA
1. 02-O-1455	43. 02-R-1492	59. 02-R-1418
2. 02-O-1456	44. 02-R-1347	60. 02-R-1419
3. 02-O-1457	45. 02-R-1461	61. 02-R-1420
4. 02-O-1460	46. 02-R-1462	62. 02-R-1421
5. 02-O-1454	47. 02-R-1471	63. 02-R-1422
6. 02-O-1336	48. 02-R-1484	64. 02-R-1423
7. 02-O-1337	49. 02-R-1486	65. 02-R-1424
8. 02-O-1339	50. 02-R-1363	66. 02-R-1425
9. 02-O-1340	51. 02-R-1364	67. 02-R-1426
10. 02 - O-1341	52. 02-R-1365	68. 02-R-1427
11. 02-O-1342	53. 02-R-1412	69. 02-R-1428
12. 02-O-1343	54. 02-R-1413	70. 02-R-1429
13. 02-O-1226	55. 02-R-1414	71. 02-R-1430
14. 02-O-1446	56. 02-R-1415	72. 02-R-1431
15. 02-O-1465	57. 02-R-1416	73. 02-R-1432
16. 02-R-1370	58. 02-R-1417	74. 02-R-1433
17. 02-R-1371		75. 02-R-1434
18. 02-R-1372		76. 02-R-1435
19. 02-R-1373		77. 02-R-1436
20. 02-R-1374		78. 02-R-1437
21. 02-R-1375		79. 02-R-1438
22. 02-R-1376		
23. 02-R-1378		
24. 02-R-1379		
25. 02-R-1380		
26. 02-R-1392		
27. 02-R-1468		
28. 02-R-1480		
29. 02-R-1481		
30. 02-R-1482		
31. 02-R-1483		
32. 02-R-1385		
33. 02-R-1479		
34. 02-R-1369		
35. 02-R-1439		
36. 02-R-1440		.*
37. 02-R-1495		
38. 02-R-1500		
39. 02-R-1501		••
40. 02-R-1386		
41. 02-R-1388		
42. 02-R-1491		

1st Consent I Vote:

1st Consent I Vote: 14Yeas; 0 Nays (See RCS #3953) Items Removed from Consent: 02-R-1137; 02-R-1458